



Express Mail Label No. **EV 336 037 473 US**

Attorney Docket No. 37167-8040.US00

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AF
3739

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Johnson *et al.*

SERIAL No.: 09/916,214

FILED: July 25, 2001

For: **APPARATUS FOR DETECTING AND TREATING
TUMORS USING LOCALIZED IMPEDANCE MEASUREMENT**

EXAMINER: Peffley, M.

ART UNIT: 3739

CONFIRMATION No. 6833

Notice of Appeal and Petition for Extension of Time (if Appropriate)

Mail Stop **AF**
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals from the decision of the Examiner dated November 16, 2004, rejecting claims 38-71. The items checked below are appropriate:

☒ Fee for Notice of Appeal (37 CFR §1.17(b))

☒ Large Entity: \$500.00

☒ Petition for Extension of Time.

Applicant hereby petitions for a 2-Month Extension of Time, to extend the period for response to April 16, 2005, which fell on a Saturday, thus extending the period for response to the following business day, Monday, April 18, 2005.

Extension Fee (37 CFR §1.17(a)(1)-(a)(5)):

☒ Other Than Small Entity:

☐ \$120.00 ☒ \$450.00 ☐ \$1020.00 ☐ \$1590.00 ☐ \$2160.00

☐ Small Entity:

☐ \$60.00 ☐ \$225.00 ☐ \$510.00 ☐ \$795.00 ☐ \$1080.00

☒ Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Notice of Appeal.

☒ Fee Payment

☒ Enclosed is a check in the amount of \$950 covering the fees due.

☒ Please charge any underpayment for timely filing of these papers to Deposit Account No. 50-2207.

04/20/2005 EFLORES 00000017 09916214

01 FC:1252
02 FC:1401

450.00 OP
500.00 OP

Date: Apr. 18, 2005

Correspondence Address:

Customer No. 22918
Ph: 650 838-4300

Respectfully submitted,
Perkins Cole LLP

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